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## **Sec. 110-427. Yard regulations—Open sky requirements.**

- (a) Every part of a required yard (see appropriate section of schedule of use, lot, yard and bulk regulations) must be open to the sky unobstructed, except as otherwise permitted in this Code. The following may encroach into the minimum yard requirements of each lot, provided the required permits have been obtained:
- (1) Roof overhangs not exceeding three feet;
  - (2) Rear yard second floor and above balconies not exceeding four feet;
  - (3) Belt courses and ornamental features shall not project more than four inches from the building wall;
  - (4) Awnings and canopies not exceeding three feet;
  - (5) Arbors and trellises may be placed in the required front or side yard at least ten feet from the property line;
  - (6) Flag poles may be placed in any required yard at least ten feet from any property line;
  - (7) Garden ornaments, including, but not limited to, decorative columns, fountains and birdbaths, which are permanently affixed to the ground may be placed in a required yard at least five feet from any property line;
  - (8) Handicapped ramps, including vertical guardrails, meeting the requirements of the Florida Accessibility Code for Building Construction, may be placed in any required yard at least five feet from the property line;
  - (9) Recreation and children's playground equipment permanently affixed to the ground, excluding skateboard ramps, may be placed:
    - a. In a non-waterfront rear yard at least ten feet from the property line;
    - b. In a waterfront rear yard at least 20 feet from the property line;An enclosed clubhouse and elevated structures shall not be considered recreation and children playground equipment;
  - (10) Light posts not to exceed six feet in height may be placed in a required front yard at least ten feet from the property line; and shall be in compliance with section 110-502;
  - (11) Ancillary equipment such as: filters and pumps for swimming pools and spas, lawn irrigation pumps and propane gas tanks may be placed in the required side yard setback by 50 percent of the required side yard distance;
  - (12) Chimneys, attached to the dwelling, may be placed three feet into the required setback; and
  - (13) Walkways and paths may encroach into the minimum yard requirement so long as they stay within the ISR requirements.
- (b) Permitted to encroach into the required yard setbacks and exempt from permitting.
- (1) Temporary holiday displays or patriotic displays may be placed within any yard setback;
  - (2) Mailboxes installed in conformance with U.S. Postal Regulations, if not permitted on the residential structure by the U.S. Postal Service;
  - (3) Recreation and children's playground equipment, not permanently affixed to the ground; and
  - (4) Garden ornaments, not permanently affixed to the ground.
- (c) Prohibited. The following are specifically prohibited in the front setback of any lot or parcel of land:

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- (1) Portable or temporary structures having structural framing members which do not meet or exceed the applicable wind loads of Chapter 16, Florida Building Code are prohibited from all yards.
  - (2) Clothesline or clothesline poles are prohibited in the front yard.
  - (3) Tents, except as approved for a special event under chapter 42 are prohibited in all yards.
  - (d) Any structures permitted in this section to encroach into a minimum yard shall be so permitted notwithstanding any contrary requirement or provision found within chapter 110, article VI, division 4.
- (Code 1983, § 20-503(A); Ord. No. 1155, § 1, 8-11-09; Ord. No. 2022-13, § 1, 5-11-22)